

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**NATHAN HAMMERSTONE,**

**Plaintiff**

**v.**

**DONATE, et al.**

**Defendants.**

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**CIVIL NO. 1:CV-07-01088**

**(Chief Judge Kane)**

**ORDER**

Plaintiff, Nathan Hammerstone, an inmate currently incarcerated at the Lackawanna County Prison in Scranton, Pennsylvania, commenced this action pro se by filing a civil rights complaint pursuant to the provisions of 42 U.S.C. § 1983. (Doc. 1.) Plaintiff contemporaneously filed a motion for summary judgment. (Doc. 4.) Since Plaintiff's motion for summary judgment was filed less than twenty (20) days after commencement of the action, **IT IS HEREBY ORDERED THAT** Plaintiff's motion for summary judgment (Doc. 4) is **DENIED** as premature. See Fed. R. Civ. P. 56(a).

S/ Yvette Kane  
YVETTE KANE, Chief Judge  
United States District Court  
Middle District of Pennsylvania

Dated: July 25, 2007.